

Box No. VIII (iii) DECLARATION: ENTITLEMENT TO CLAIM PRIORITY

The declaration must conform to the standardized wording provided for in Section 213; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application specified below, where the applicant is not the applicant who filed the earlier application or where the applicant's name has changed since the filing of the earlier application (Rules 4.17(iii) and 51bis.1(a)(iii)):

In relation to International Application No. PCT/EP2004/012415 NeoVista, Inc. is entitled to claim priority of earlier application No. EP 03 025 416.3 by virtue of the following:

(ii) AEA Technology QSA GmbH, Gieselweg 1, 38110 Braunschweig, Germany, was entitled as employer of the inventor FRITZ, E. and BEHRMANN, S.

(iv) an assignment from AEA Technology QSA GmbH, Gieselweg 1, 38110 Braunschweig, Germany to Neovista Inc., 2750 Premier Parkway, Suite 200, Duluth, Georgia 30097, USA dated September 30, 2004.

(ix) This declaration is made for the purpose of all designations except the designation of the United States of America.

☐ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iii)".

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